

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**ORIX FINANCIAL SERVICES, INC.,  
formerly known as  
ORIX CREDIT ALLIANCE, INC.,**

**Plaintiff,**

**NOTICE OF MOTION  
FOR DEFAULT JUDGMENT**

**-against-**

**MECUM TRANSIT, INC., and  
KIMBERLY MECUM a/k/a KIM MECUM,**

**04 Civ. 3728 (RCC)**

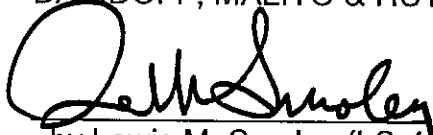
**Defendants.**  
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**PLEASE TAKE NOTICE**, that upon the annexed Affidavit in Support of Plaintiff's Motion for Default Judgment, made and sworn to on August 4, 2004, by Yvonne Kalpakoff, an officer of plaintiff, the Affirmation of Lewis M. Smoley, a member of the law firm of Davidoff, Malito & Hutcher LLP, attorneys for the plaintiff, dated August 5, 2004, plaintiff's Statement, a Certificate of the Clerk of this Court noting the default of the Defendant KIMBERLY MECUM a/k/a KIM MECUM in the pleadings, and all prior papers and proceedings had herein, the undersigned will move before the Honorable Richard Conway Casey, United States District Judge, United States Courthouse, 500 Pearl Street, New York, New York 10007, for an order upon plaintiff's motion for judgment by default in favor of the Plaintiff ORIX FINANCIAL SERVICES, INC., formerly known as ORIX CREDIT ALLIANCE, INC. and against the Defendant KIMBERLY MECUM a/k/a KIM

MECUM on the annexed form hereto, and for such other and further relief as to this Court may seem proper.

Dated: New York, New York  
August 10, 2004

DAVIDOFF, MALITO & HUTCHER, LLP

A handwritten signature in black ink, appearing to read "Lewis M. Smoley", is written over the printed name.

by Lewis M. Smoley (LS-4613)  
Attorneys for Plaintiff  
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